

Docket No.: 10690/112843  
*See also*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Berend Houwen, Fu-sheng Wang, Hiroyuki Fujimoto,  
Takashi Sakata, and Yukio Hamaguchi  
Serial No. 09/388,899  
Filed: September 2, 1999

) Art Unit: 1743  
)

For: **METHOD FOR CLASSIFYING AND COUNTING LEUKOCYTES**

New York, New York  
October 20, 1999

RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents  
BOX MISSING PARTS  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application - Filing Date Granted mailed September 20, 1999 in the above identified application, Applicants submit herewith the following:

- (1) Declaration signed by all inventors in compliance with 37 CFR 1.63;
- (2) Part 2 of Form PTO-1533; and
- (3) Check in the amount of \$130.00 to cover fees.

If our check is missing or otherwise insufficient, or if any additional fees are required, the Commissioner is authorized to charge (or credit any overpayment) to Deposit Account No. 02-4467. A duplicate copy of this communication is enclosed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, on October 20, 1999.

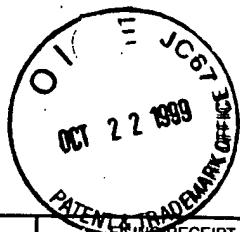


Leo G. Lenna

Respectfully submitted,

By: Leo G. Lenna

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**UNITED STATES DEPARTMENT OF COMMERCE****Patent and Trademark Office**Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/388,899 09/02/99 HOUWEN

B 10690/TB/A

0232/0920

112483

MAURICE B STIEFEL ESG  
BRYAN CAVE LLP  
245 PARK AVENUE  
NEW YORK NY 10167

NOT ASSIGNED

DATE MAILED:

09/20/99

**NOTICE TO FILE MISSING PARTS OF APPLICATION***Filing Date Granted*

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a  
 small entity (statement filed)  non-small entity is \$ 130

1. The statutory basic filing fee is:  
 missing.  
 insufficient.

Applicant must submit \$ 130 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. The following additional claims fees are due:

\$                  for                  total claims over 20.

\$                  for                  independent claims over 3.

\$                  for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unsigned.

does not cover the newly submitted items.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application was filed in a language other than English.

Applicant must file a verified English translation of the application, the \$130.00 set forth in 37 CFR 1.17(k), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

*A copy of this notice MUST be returned with the reply.*

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